

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CWP No.262 of 2019
Date of Decision : 29.04.2019**

Krishan Kumar

....Petitioner

Versus

Punjab State Agricultural Marketing Board and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA

Present : Mr.Jagraj Singh Khiva, Advocate
for the petitioner.

MAHESH GROVER, J.(O)

The petitioner seeks interest on the refunded amount. He was allotted a plot on 27.12.2010, pursuant to which he paid 75% of the bid amount but defaulted thereafter leading to resumption of plot in 2015. He then sought refund of the amount which was granted and now the grievance of the petitioner is that since the amount was refunded to him after one year of his application, he is entitled to interest.

On due consideration, we are of the opinion that the facts throw up a certain dispute inter se between the parties as it may not be a case of outright negligence on the part of the respondents to delay the refund of the amount warranting grant of interest. Looking at the claim and counter-claim of the parties, we are of the opinion that it would be more appropriate if the petitioner takes recourse to his remedies before the civil court.

Petition stands disposed of with the liberty aforesaid granted.

(MAHESH GROVER)
JUDGE

29.04.2019
dss

(LALIT BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No